

Thomas Simson	}	Richard Edelen late of St Maryes County	Liber M M
ag ^t		gent ^t and Justinian Tennison late of St	
Richard Edelen & Justinian Tennison		Maryes County planter were attached to an- swere unto Thomas Simson of a plea of Tres- pas upon the case in nature of Deceipt.	

And whereupon the said Thomas by John Morecroft his Attorney Complaineth that whereas he the said Thomas sould unto the said Justinian a pcell of land by Deed supposed to be three hundred and fifty acres with pticular warranty against him and his heires and the said Land was found to fall short thereof by the Survey of one Richard Edelen Deputy Surveyo^r for St Maryes and Charles County and the said Thomas having a Patent of fifty acres of land more adjoyning thereunto was willing to Cast that in to supply the want, w^{ch} the sd Edelen then affirmed would not make up the Complement of Three hundred and fifty acres by seaventy acres was willing to make satisfaction in Tobacco for the said seaventy acres w^{ch} the said Tennison and the said Thomas referring it to y^e said Richard Edelen he appointed the said Thomas to pay to the said Tennison Two Thowsand Two hundred & fifty pounds of Tobacco for which the said Thomas he passed bill to the said Tennison and is now payd and the said Thomas saith that the said Richard and Justinian Devising and fraudulently intending him the said Thomas to Deceive the said Richard the sixth day of ffebruary in the yeare 1670 making a Resurvey and the said Justinian Tennison having Seated a pcell of land Adjoyning to y^e same land without any warrant Surveyor Patent made Resurvey of foure hundred acres of land, and makes the said pcell of land pt of the said foure hundred acres and Drawes the said Thomas to Enter into bond of forty Thowsand pounds of Tobacco to make Conveyance of y^e same to the said Tenison in Deceipt of the said Thomas and to the greate Damage of the said Thomas whereupon he saith he is Damnified and hath losse to the vallue of Twenty Thowsand pounds of Tobacco and thereupon he bringeth his suite.

And the said Richard and Justinian by Robert Carvile their Attorney cometh & Defendeth the force and injury when &c and say they are in nowise guilty of the p^rmises above against them by the said Thomas Complained of, and of this they put themselves upon the Country and the said Thomas likewise.

Therefore Comaund is given to the Sheriff of St Maryes County that he cause to come before the Justices of the Provincial Co^{rt} at the City of St Maryes on the Eleaventh day of November next being the first day of the same Co^{rt}. Twelve &c by whome &c who neither &c because aswell &c to Recognize &c and the same day is given to both ptyes. p. 82

At w^{ch} said Eleaventh day of November the Provincial Co^{rt} afore-sayd was by the writ of Adjournm^t of the said Lord Proprietary ad-